

I hereby certify that this correspondence is being deposited with the US Postal Service "Express Mail Post Office to Address" service under CFR 1.10, express mailing label no. EV 510708305 US on the date of my signature and is addressed to Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

October 20, 2005  
Date

Julie Mallder  
Julie Mallder

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re

Attorney Docket No.: 065435-9048-US00

Application of

DAVID EDWIN THURSTON, ET AL.

U.S. Serial No. 10/534,825  
(U.S. National Phase of  
PCT/GB03/04963)

International Filing Date: 14 November  
2003

PYRROLOBENZODIAZEPINES

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371  
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is in response to the Notification of Missing Requirements under 35 U.S.C. 371 which was mailed 30 September 2005 and a copy of which is attached. Enclosed is the Declaration and Power of Attorney and a check for \$65.00 in payment of the surcharge. No Sequence Listing is being submitted as it is not applicable for this application.

Charge or credit Deposit Account No. 50-0842 with any shortage or overpayment of the required fee. A duplicate of this sheet is enclosed.

10/26/2005 MKAYPAGH 00000120 10534825

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65.00 DP

Respectfully submitted,

Charlene L. Yager  
Charlene L. Yager  
Reg. No. 48,887

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One South Pinckney Street  
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Rec'd PCPTO 20 OCT 2005

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## UNITED STATES PATENT AND TRADEMARK OFFICE

Rec'd PCT/PTO 20 OCT 2005

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GJP/CLY/WMS

U.S. APPLICATION NUMBER NO. 10/534,825	FIRST NAMED APPLICANT David Edwin Thurston	ATTY. DOCKET NO. 065435-9048-US00
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23510  
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Michael Best &amp; Friedrich, LLP

RECEIVED

OCT - 3 2005

INTERNATIONAL APPLICATION NO. PCT/GB03/04963		
<table border="1"> <tr> <td>I.A. FILING DATE 11/14/2003</td> <td>PRIORITY DATE 11/14/2002</td> </tr> </table>	I.A. FILING DATE 11/14/2003	PRIORITY DATE 11/14/2002
I.A. FILING DATE 11/14/2003	PRIORITY DATE 11/14/2002	

DOCKETING  
MADISON, WI

CONFIRMATION NO. 8880

371 FORMALITIES LETTER

\*OC000000017150593\*

Date Mailed: 09/30/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 05/13/2005
- Copy of the International Search Report filed on 05/13/2005
- Preliminary Amendments filed on 05/13/2005
- Small Entity Statement filed on 05/13/2005
- Priority Documents filed on 05/13/2005
- Specification filed on 05/13/2005
- Claims filed on 05/13/2005
- Abstracts filed on 05/13/2005

DOCKETED

Date Nov. 30/05 JBW

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- **\$65 Surcharge.**

- This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 CFR 1.821(c) Applicant must provide an initial paper or compact disc copy of the "Sequence Listing", **as well as an amendment specifically directing its entry into the application** and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

**For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:**

- **For Rules Interpretation, call (571) 272-0951**
- **For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.**
- **Send e-mail correspondence for Patentin Software Program Help @ [ebc@uspto.gov](mailto:ebc@uspto.gov)**

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

BARBARA A CAMPBELL

Telephone: (703) 308-9140 EXT 217

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/534,825	PCT/GB03/04963	065435-9048-US00